

PATENT
Customer No. 22,852
Attorney Docket No. 09955.0047-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Frédéric FORTIN et al.) Group Art Unit: 3733
)
Application No.: 10/505,469) Examiner: Woodall, Nicholas W.
)
Filed: August 20, 2004)
)
For: FLEXIBLE VERTEBRAL LINKING) Confirmation No.: 4004
DEVICE)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

PETITION FOR EXTENSION OF TIME

Applicant petitions for a three-month extension of time to file a reply to the Office
Action of February 6, 2007. A fee of \$525.00 is enclosed.


Please grant any additional extensions of time required to enter the attached
reply and charge any additional required fees to Deposit Account 06-0916.

Adjustment date: 03/25/2008 CKHLOK
10/24/2007 INTEFSW 00002536-10505469
02 FC:2253 -525.00 OP

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: October 23, 2007

By: 
Matthew Van Eman
Reg. No. 58,063
(617) 452-1668

Refund Ref: 0030052661
03/25/2008
Credit Card Refund Total: \$525.00

Am Exp.: XXXXXXXXXXXX1002

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DEVICE)	

Mail Stop Petition

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

**PETITION FOR REVIVAL UNDER 37 C.F.R. § 1.137(b) OF AN
APPLICATION FOR PATENT UNINTENTIONALLY ABANDONED**

Applicants hereby petition for revival of U.S. Application Serial No. 10/505,469 ("the '469 application"), which became abandoned on or about October 7, 2006.

This petition under 37 C.F.R. § 1.137(b) is accompanied by: (1) the petition fee of \$770.00 (small entity) required by 37 C.F.R. § 1.17(m); (2) the Declarations of Mr. Frédéric Fortin and Mr. Johann Robin in Support of Petition for Revival Under 37 C.F.R. § 1.137(b) of an Application for Patent Unintentionally Abandoned; (3) a Reply to the Outstanding Office Action dated July 7, 2006; and (4) a Power of Attorney.

As the attached Declarations of Messrs. Fortin and Robin demonstrate, the abandonment of the inventions disclosed in the '469 application was unintentional. The entire delay from the date of abandonment to the filing of this Petition was unintentional.


The undersigned respectfully requests that the '469 application be revived and the enclosed Reply to the Office Action mailed July 7, 2006, be entered.

If any additional fee is due in connection with this filing, the Commissioner is authorized to charge attorney's Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: October 23, 2007

By: 
Matthew R. Van Eman
Reg. No. 58,063
(617) 452-1668

UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND			
1 Date of Request: <u>3-23-08</u>		2 Serial/Patent # <u>101585469</u>	
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED
Filing			\$
Amendment			\$
<input checked="" type="checkbox"/> Extension of Time			\$ <u>525.00</u>
Notice of Appeal/Appeal			\$
Petition			\$
Issue			\$
Cert of Correction/Terminal Disc.			\$
Maintenance			\$
Assignment			\$
Other			\$
		7 TOTAL AMOUNT OF REFUND	
		\$ <u>525.00</u> 0.00	
		8 TO BE REFUNDED BY:	
		Treasury Check	
		Credit Deposit A/C #:	
		9 <u>06--0916</u>	
10 REASON:			
Overpayment			
Duplicate Payment			
<input checked="" type="checkbox"/> No Fee Due (Explanation):			
<u>extendable period for left has passed.</u>			
11 REFUND REQUESTED BY:			
TYPED/PRINTED NAME: <u>Michelle R. Eason</u>		TITLE: <u>Paralegal</u> Petitions Examiner	
SIGNATURE: <u>Michelle R. Eason</u>		PHONE: <u>571-272-4231</u>	
OFFICE: <u>Office of Petitions</u>			
***** THIS SPACE RESERVED FOR FINANCE USE ONLY: *****			
APPROVED: <u>[Signature]</u>		DATE: <u>3/25/08</u>	

Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to: